

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 3304

INFORMATION



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 28, 2017

MEMORANDUM

**SENSITIVE**

TO: The Commission

THROUGH: Alec Palmer *AP*  
Staff Director

FROM: Patricia C. Orrock *DC/PCO*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Kristin D. Roser/Ben Holly *BH*  
Reports Analysis Division *ll for KDR*  
Compliance Branch

SUBJECT: Reason To Believe Recommendation - 2016 30 Day Post-General Report  
(Unauthorized Filers) for the Administrative Fine Program

2017 MAR 28 PM 10:19

Attached is a list of political committees and their treasurers who failed to file or timely file the 2016 30 Day Post-General Report in accordance with 52 U.S.C. § 30104(a). The list is comprised of unauthorized committees that failed to file or timely file the 2016 30 Day Post-General Report.

The committees appearing on the 30 Day Post-General Report list either failed to file the report, filed the report : within thirty (30) days of the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with 11 C.F.R. § 111.43, these committees should be assessed the civil money penalties indicated in the attachment.

In order to determine the level of activity for unauthorized quarterly filers that failed to file or failed to timely file the 30 Day Post-General Report, the Reports Analysis Division (RAD) used the following procedures and criteria:

- Every 30 Day Post-General Report (30 Day Report) submitted by an unauthorized quarterly filer that covered the period from October 1, 2016 through November 28, 2016 (59 days),

was reviewed for activity which would have required the filing of a 12 Day Pre-General Report (12 Day Report). If our research indicated that the filing of a 12 Day Report was required, we utilized a two-step method to arrive at the estimated level of activity on which to base the fine amount. First, we took the sum of all itemized receipts and disbursements that should have been disclosed on a 12G. Second, if the committee had any unitemized activity, a per diem level of activity was used by multiplying the total amount of activity on the report by 32.2% (19 days (12G Filing Period)/59 days (30G Filing Period)).

- The committees identified through this process as failing to file or failing to timely file the 12 Day Report were included in the Reason to Believe Recommendation circulated to the Commission on March 20, 2017. If the same committee also failed to file the 30 Day Report in a timely manner, we based the 30 Day Report fine on the amount of the remaining level of activity. We arrived at this amount by subtracting the estimated level of activity for the 12 Day Report from the total amount of activity on the 30 Day Report. In these cases, the committees will also be assessed a fine for the 30 Day Report based on the estimated levels of activity described above and are included on the attached list.

#### **Recommendation**

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

**Federal Election Commission**  
**Reason to Believe Circulation Report**  
**2016 POST-GENERAL Not Election Sensitive 12/08/2016 UNAUTH**

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3253	C00623256	AMERICA COMES FIRST PAC		DAVID W. SCHAMENS	\$463,211	0	12/14/2016	6	\$5,491	\$101
3254	C00461624	ARTICLE 1 POLITICAL ACTION COMMITTEE		RICK GALENA	\$182,587	0	12/29/2016	21	\$27,300	\$823
3255	C00559146	BELIEVE IN LIFE LIBERTY YOURSELF (BILLY PAC)		JERED TAYLOR	\$206,543	0	1/26/2017	Not Filed	\$9,042	\$392
3256	C00531285	BRADY VICTORY FUND	KEVIN BRADY	MICHAEL J. KARLINS	\$2,174,702	0	12/14/2016	6	\$150,642	\$2,360
3257	C00496927	CITIZENS SUPER PAC FOR AMERICA (CSPAC)		SIDDIQ MUMIN	\$232,710	1		Not Filed	\$46,542 (est)	\$1,470
3258	C00109595	COMMUNICATION WORKERS OF AMERICA LOCAL 13000		MARISA MACCRORY	\$460,660	0	1/5/2017	28	\$23,264	\$307
3259	C00388181	CONNELL FOLEY PAC A NEW JERSEY NON-PROFIT CORPORATION		JOHN P. LACEY	\$123,191	0	1/31/2017	Not Filed	\$2,500	\$326
3260	C00191288	DC REPUBLICAN PARTY FEDERAL ACCOUNT		RODERICK JOHNSON	\$158,584	0	1/17/2017	Not Filed	\$870	\$326
3261	C00146605	FARMERS' RICE COOPERATIVE FUND		BILL TANIMOTO	\$156,561	0	12/16/2016	8	\$8,200	\$113
3262	C00605634	FLORIDIANS FOR A GOOD ECONOMY		ERIC W. ROBINSON	\$125,454	0	1/30/2017	Not Filed	\$2,380	\$326
3263	C00404350	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		SHARLYN WOODY	\$147,245	0		Not Filed	\$24,625 (est)	\$654
3264	C00385740	FROZEN FOOD POLITICAL ACTION COMMITTEE		ALISON REICH BODOR	\$149,916	0		Not Filed	\$29,983 (est)	\$1,176
3265	C00616078	GET OUR JOBS BACK, INC		STEVEN HOFFENBERG	\$100,648,528	0		Not Filed	\$50,324,263 (est)	\$16,671
3266	C00297531	GOVERNMENT IS NOT GOD		NANCY MURRAY	\$124,190	0	12/19/2016	11	\$5,672	\$131
3267	C00524363	GREAT LAKES SUPER POLITICAL ACTION COMMITTEE		DWIGHT WASHINGTON	\$157,500	0		Not Filed	\$31,500 (est)	\$1,176
3268	C00609859	ILLINOIS FAMILIES FIRST		D. PAUL CAPRIO	\$156,475	0	1/31/2017	Not Filed	\$300	\$300
3269	C00603563	LIBERTY ACTION GROUP MASON CONTRACTORS		JOEY CAMMER	\$5,447,577	0	12/29/2016	21	\$546,484	\$9,290
3270	C00291799	ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE-MACPAC		JEFF BUCZKIEWICZ	\$101,203	0	1/4/2017	27	\$1,000	\$195
3271	C00577148	MCCASKILL SENATE FUND	CLAIRE MCCASKILL	MICHELLE SHEROD	\$456,913	0	1/5/2017	28	\$1,132	\$201

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3272	C00343590	MECHANICAL CONTRACTORS ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (MCA-PAC) MICHIGAN DOCTORS		JOHN P. MCNERNEY	\$338,498	1	1/5/2017	28	\$6,100	\$291
3273	C00001180	POLITICAL ACTION COMMITTEE - MICHIGAN STATE MEDICAL SOCIETY		SCOT F. GOLDBERG	\$166,784	0	1/28/2017	Not Filed	\$8,702 (est)	\$392
3274	C00571950	MILLENNIALS RISING PAC		MICHELLE GOODWIN	\$107,521	0	1/20/2017	Not Filed	\$185	\$185
3275	C00528026	NATIONAL CANNABIS INDUSTRY ASSOCIATION PAC		MICHAEL J. CORREIA	\$143,866	0	2/16/2017	Not Filed	\$24,000	\$654
3276	C00111278	NATIONAL RIGHT TO LIFE POLITICAL ACTION COMMITTEE		WAYNE COCKFIELD	\$1,231,617	0	12/16/2016	8	\$355,478	\$4,995
3277	C00509893	NATIONAL RIGHT TO LIFE VICTORY FUND		WAYNE COCKFIELD	\$2,419,656	0	12/20/2016	12	\$512,611	\$6,797
3278	C00427203	PENINSULA DEMOCRATIC COALITION		ZACHERY ROSS	\$462,578	0	1/13/2017	Not Filed	\$2,019	\$326
3279	C00103937	PHYLLIS SCHLAFLY EAGLE FORUM PAC		JOHN SCHLAFLY	\$417,239	0	1/25/2017	Not Filed	\$2,197	\$326
3280	C00626697	RIGHTS & DEMOCRACY PROJECT		TRAVEN LEYSHON	\$109,264	0	2/22/2017	Not Filed	\$97,032	\$4,862
3281	C00574806	RUN RAY RUN		GIANNI DONATES	\$312,767	0	1/15/2017	Not Filed	\$42,836 (est)	\$1,176
3282	C00586180	RUSS VICTORY FUND		JOHN W. MILLER	\$4,097,870	0	1/4/2017	27	\$1,491,744	\$14,425
3283	C00362632	SWING STATES FOR A CONSERVATIVE WHITE HOUSE PAC INC		OFFICE OF TREASURER	\$134,449	0		Not Filed	\$44,816 (est)	\$1,176
3284	C00612846	THE DEMOCRATIC COALITION		FRANCESCA N. LUCIA	\$247,741	0	1/18/2017	Not Filed	\$22,676	\$654
3285	C00454140	TURKISH AMERICAN HERITAGE POLITICAL ACTION COMMITTEE - TURKISHPAC		TEKIN KUNT	\$130,568	0	12/20/2016	12	\$16,910	\$211

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation - 2016 )  
30 Day Post-General Report (Unauthorized )  
Filers) for the Administrative Fine Program: )  
AMERICA COMES FIRST PAC, and ) AF# 3253  
SCHAMENS, DAVID W MR. as treasurer; )  
ARTICLE 1 POLITICAL ACTION ) AF# 3254  
COMMITTEE, and GALENA, RICK as )  
treasurer; )  
BELIEVE IN LIFE LIBERTY YOURSELF ) AF# 3255  
(BILLY PAC), and TAYLOR, JERED as )  
treasurer; )  
BRADY VICTORY FUND, and ) AF# 3256  
KARLINS, MICHAEL J as treasurer; )  
CITIZENS SUPER PAC FOR AMERICA ) AF# 3257  
(CSPAC), and SIDDIQ MUMIN as )  
treasurer; )  
COMMUNICATION WORKERS OF ) AF# 3258  
AMERICA LOCAL 13000, and )  
MACCRORY, MARISA as treasurer; )  
CONNELL FOLEY PAC A NEW JERSEY ) AF# 3259  
NON-PROFIT CORPORATION, and )  
JOHN P LACEY as treasurer; )  
DC REPUBLICAN PARTY FEDERAL ) AF# 3260  
ACCOUNT, and JOHNSON, RODERICK )  
as treasurer; )  
FARMERS' RICE COOPERATIVE FUND, ) AF# 3261  
and TANIMOTO, BILL as treasurer; )  
FLORIDIANS FOR A GOOD ECONOMY, ) AF# 3262  
and ROBINSON, ERIC W as treasurer; )  
FRESNO COUNTY DEMOCRATIC ) AF# 3263  
WOMEN'S CLUB/DEMOCRATS IN )  
ACTION, and WOODY, SHARLYN MS as )  
treasurer; )  
FROZEN FOOD POLITICAL ACTION ) AF# 3264  
COMMITTEE, and REICH BODOR, )  
ALISON as treasurer; )

Federal Election Commission  
Certification for Administrative Fines  
March 29, 2017

Page 2

GET OUR JOBS BACK, INC, and ) AF# 3265  
HOFFENBERG, STEVEN as treasurer; )  
GOVERNMENT IS NOT GOD, and ) AF# 3266  
MURRAY, NANCY as treasurer; )  
GREAT LAKES SUPER POLITICAL ) AF# 3267  
ACTION COMMITTEE, and DWIGHT )  
WASHINGTON as treasurer; )  
ILLINOIS FAMILIES FIRST, and ) AF# 3268  
CAPRIO, D PAUL as treasurer; )  
LIBERTY ACTION GROUP, and ) AF# 3269  
CAMMER, JOEY as treasurer; )  
MASON CONTRACTORS ) AF# 3270  
ASSOCIATION OF AMERICA )  
POLITICAL ACTION COMMITTEE- )  
MACPAC, and JEFF BUCZKIEWICZ as )  
treasurer; )  
MCCASKILL SENATE FUND, and ) AF# 3271  
MICHELLE SHEROD as treasurer; )  
MECHANICAL CONTRACTORS ) AF# 3272  
ASSOCIATION OF AMERICA )  
POLITICAL ACTION COMMITTEE )  
(MCA-PAC), and JOHN, MCNERNEY P. )  
as treasurer; )  
MICHIGAN DOCTORS POLITICAL ) AF# 3273  
ACTION COMMITTEE - MICHIGAN )  
STATE MEDICAL SOCIETY, and SCOT )  
F. GOLDBERG, MD as treasurer; )  
MILLENNIALS RISING PAC, and ) AF# 3274  
GOODWIN, MICHELLE as treasurer; )  
NATIONAL CANNABIS INDUSTRY ) AF# 3275  
ASSOCIATION PAC, and MICHAEL J. )  
CORREIA as treasurer; )  
NATIONAL RIGHT TO LIFE POLITICAL ) AF# 3276  
ACTION COMMITTEE, and )  
COCKFIELD, WAYNE as treasurer; )  
NATIONAL RIGHT TO LIFE VICTORY ) AF# 3277  
FUND, and COCKFIELD, WAYNE as )  
treasurer; )  
PENINSULA DEMOCRATIC ) AF# 3278  
COALITION, and ZACHERY ROSS as )  
treasurer; )  
PHYLLIS SCHLAFLY EAGLE FORUM ) AF# 3279  
PAC, and SCHLAFLY, JOHN as treasurer; )  
RIGHTS & DEMOCRACY PROJECT, and ) AF# 3280  
LEYSHON, TRAVEN as treasurer; )

RUN RAY RUN, and GIANNI DONATES ) AF# 3281  
as treasurer; )  
RUSS VICTORY FUND, and MILLER, ) AF# 3282  
JOHN W. as treasurer; )  
THE DEMOCRATIC COALITION, and ) AF# 3284  
LUCIA, FRANCESCA N as treasurer; )  
TURKISH AMERICAN HERITAGE ) AF# 3285  
POLITICAL ACTION COMMITTEE - )  
TURKISHPAC, and KUNT, TEKIN as )  
treasurer; )

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission,  
do hereby certify that on March 29, 2017 the Commission took the following actions  
on the Reason To Believe Recommendation - 2016 30 Day Post-General Report  
(Unauthorized Filers) for the Administrative Fine Program as recommended in the  
Reports Analysis Division's Memorandum dated March 28, 2017, on the following  
committees:

AF#3253 Decided by a vote of 5-0 to: (1) find reason to believe that AMERICA  
COMES FIRST PAC, and SCHAMENS, DAVID W MR. in his official capacity as  
treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil  
money penalty would be the amount indicated on the report; (2) send the appropriate  
letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted  
affirmatively for the decision.

AF#3254 Decided by a vote of 5-0 to: (1) find reason to believe that ARTICLE 1  
POLITICAL ACTION COMMITTEE, and GALENA, RICK in his official capacity as  
treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil  
money penalty would be the amount indicated on the report; (2) send the appropriate  
letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted  
affirmatively for the decision.

AF#3255 Decided by a vote of 5-0 to: (1) find reason to believe that BELIEVE IN  
LIFE LIBERTY YOURSELF (BILLY PAC), and TAYLOR, JERED in his official



capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3256 Decided by a vote of 5-0 to: (1) find reason to believe that BRADY VICTORY FUND, and KARLINS, MICHAEL J in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3257 Decided by a vote of 5-0 to: (1) find reason to believe that CITIZENS SUPER PAC FOR AMERICA (CSPAC), and SIDDIQ MUMIN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3258 Decided by a vote of 5-0 to: (1) find reason to believe that COMMUNICATION WORKERS OF AMERICA LOCAL 13000, and MACCRORY, MARISA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3259 Decided by a vote of 5-0 to: (1) find reason to believe that CONNELL FOLEY PAC A NEW JERSEY NON-PROFIT CORPORATION, and JOHN P LACEY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3260 Decided by a vote of 5-0 to: (1) find reason to believe that DC REPUBLICAN PARTY FEDERAL ACCOUNT, and JOHNSON, RODERICK in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3261 Decided by a vote of 5-0 to: (1) find reason to believe that FARMERS' RICE COOPERATIVE FUND, and TANIMOTO, BILL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate

letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3262 Decided by a vote of 5-0 to: (1) find reason to believe that FLORIDIANS FOR A GOOD ECONOMY, and ROBINSON, ERIC W in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3263 Decided by a vote of 5-0 to: (1) find reason to believe that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and WOODY, SHARLYN MS in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3264 Decided by a vote of 5-0 to: (1) find reason to believe that FROZEN FOOD POLITICAL ACTION COMMITTEE, and REICH BODOR, ALISON in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3265 Decided by a vote of 5-0 to: (1) find reason to believe that GET OUR JOBS BACK, INC, and HOFFENBERG, STEVEN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3266 Decided by a vote of 5-0 to: (1) find reason to believe that GOVERNMENT IS NOT GOD, and MURRAY, NANCY in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3267 Decided by a vote of 5-0 to: (1) find reason to believe that GREAT LAKES SUPER POLITICAL ACTION COMMITTEE, and DWIGHT WASHINGTON in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3268 Decided by a vote of 5-0 to: (1) find reason to believe that ILLINOIS FAMILIES FIRST, and CAPRIO, D PAUL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3269 Decided by a vote of 5-0 to: (1) find reason to believe that LIBERTY ACTION GROUP, and CAMMER, JOEY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3270 Decided by a vote of 5-0 to: (1) find reason to believe that MASON CONTRACTORS ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE-MACPAC, and JEFF BUCZKIEWICZ in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3271 Decided by a vote of 5-0 to: (1) find reason to believe that MCCASKILL SENATE FUND, and MICHELLE SHEROD in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3272 Decided by a vote of 5-0 to: (1) find reason to believe that MECHANICAL CONTRACTORS ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (MCA-PAC), and JOHN, MCNERNEY P. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3273 Decided by a vote of 5-0 to: (1) find reason to believe that MICHIGAN DOCTORS POLITICAL ACTION COMMITTEE - MICHIGAN STATE MEDICAL SOCIETY, and SCOT F. GOLDBERG, MD in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3274 Decided by a vote of 5-0 to: (1) find reason to believe that MILLENNIALS RISING PAC, and GOODWIN, MICHELLE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3275 Decided by a vote of 5-0 to: (1) find reason to believe that NATIONAL CANNABIS INDUSTRY ASSOCIATION PAC, and MICHAEL J. CORREIA in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3276 Decided by a vote of 5-0 to: (1) find reason to believe that NATIONAL RIGHT TO LIFE POLITICAL ACTION COMMITTEE, and COCKFIELD, WAYNE in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3277 Decided by a vote of 5-0 to: (1) find reason to believe that NATIONAL RIGHT TO LIFE VICTORY FUND, and COCKFIELD, WAYNE in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3278 Decided by a vote of 5-0 to: (1) find reason to believe that PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3279 Decided by a vote of 5-0 to: (1) find reason to believe that PHYLLIS SCHLAFLY EAGLE FORUM PAC, and SCHLAFLY, JOHN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3280 Decided by a vote of 5-0 to: (1) find reason to believe that RIGHTS & DEMOCRACY PROJECT, and LEYSHON, TRAVEN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil

money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3281 Decided by a vote of 5-0 to: (1) find reason to believe that RUN RAY RUN, and GIANNI DONATES in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3282 Decided by a vote of 5-0 to: (1) find reason to believe that RUSS VICTORY FUND, and MILLER, JOHN W. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3284 Decided by a vote of 5-0 to: (1) find reason to believe that THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#3285 Decided by a vote of 5-0 to: (1) find reason to believe that TURKISH AMERICAN HERITAGE POLITICAL ACTION COMMITTEE - TURKISHPAC, and KUNT, TEKIN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 30, 2017

Date



Dayna C. Brown  
Secretary and Clerk of the Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

March 31, 2017

Joey Cammer, in official capacity as Treasurer  
Liberty Action Group  
600 Congress Avenue  
Austin, TX 78701

C00603563  
AF#: 3269

Dear Mr. Cammer:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 30 Day Post-General Report of Receipts and Disbursements in a calendar year in which a regularly scheduled general election is held. This report, covering the period October 1, 2016 through November 28, 2016 shall be filed no later than December 8, 2016. 52 U.S.C. § 30104(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on December 29, 2016, 21 days late.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On March 29, 2017, the FEC found that there is reason to believe ("RTB") that Liberty Action Group and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before December 8, 2016. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$9,290. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$9,290 is due within forty (40) days of the finding, or by May 8, 2017, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$546,484  
Number of Days Late: 21  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1

under your committee's identification number) and be received within forty (40) days of the Commission's RTB finding, or May 8, 2017. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Liberty Action Group and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

**3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

**NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS**

**4. Partial Payments**

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

**5. Settlement Offers**

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Ben Holly in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Steven T. Walther  
Chair



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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$9,290 for the 2016 Post-General Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit [www.fec.gov/af/pay.shtml](http://www.fec.gov/af/pay.shtml) to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: Liberty Action Group

FEC ID#: C00603563

AF#: 3269

PAYMENT DUE DATE: May 8, 2017

PAYMENT AMOUNT DUE: \$9,290

**FEC Office of Administrative Review:**

RECEIVED  
FEC MAIL CENTER  
2017 APR 12 PM 12:06

· **AF# 3269**

· **Committee ID # C00603563**

· **Reason for why we are challenging the decision: Here is the reason why we filled late. The reason why we are late to file the report is because we were having issues with the report on what dates need to be included for a post-election report. And we have contacted several times our agent Don Michael to guide us on selecting the correct dates to complete the post-elections reports. It took two and a half weeks to return the voicemail. Our Accountant made several phone calls and left a voicemail for Don Michael and finally we received a call back at the last week of December and we filled the report the same day.**

**Regards,**

**JOEY CAMMER SIGNATURE**





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

2017 MAR 30 PM 3:36

**SENSITIVE**

March 30, 2017

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer *WHP*  
Staff Director

FROM: Patricia C. Orrock *PCO*  
Chief Compliance Officer

Debbie Chacona *DC*  
Assistant Staff Director  
Reports Analysis Division

BY: Kristin D. Roser/Ben Holly *BH*  
Reports Analysis Division *LC for KDR*  
Compliance Branch

SUBJECT: Reason To Believe Recommendation – 2016 Year-End Report for the  
Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file the 2016 Year-End Report in accordance with 52 U.S.C. § 30104(a). The Year-End Report was due on January 31, 2017.

The committees listed in the attached RTB Circulation Report either failed to file the report, filed the report : no more than thirty (30) days after the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with the schedule of civil money penalties for reports at 11 C.F.R. 111.43, these committees should be assessed the civil money penalties highlighted on the attached circulation report.

**Recommendation**

1. Find reason to believe that the political committees and their treasurers, in their official capacity, listed on the RTB Circulation Report violated 52 U.S.C. § 30104(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Report.
2. Send the appropriate letters.

**Federal Election Commission**  
**Reason to Believe Circulation Report**  
**2016 YEAR-END Not Election Sensitive 01/31/2017 H\_S\_P\_UNAUTH**

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3286	C00599944	ADRIAN GARCIA FOR CONGRESS	ADRIAN GARCIA	MONICA GARCIA	\$778,965	0		Not Filed	\$155,793 (est)	\$7,641
3287	C00623256	AMERICA COMES FIRST PAC		DAVID W. SCHAMENS	\$463,211	0		Not Filed	\$154,403 (est)	\$7,641
3288	C00597682	ANGEL ROSA COMISIONADO RESIDENTE	ANGEL ROSA	ELISAMUEL RIVERA	\$418,345	0		Not Filed	\$83,669 (est)	\$4,862
3289	C00556944	BRUCE DAVIS FOR US CONGRESS	BRUCE EDWARD DAVIS SR.	GLENDIA CLARK	\$166,677	0		Not Filed	\$16,667 (est)	\$654
3290	C00496927	CITIZENS SUPER PAC FOR AMERICA (CSPAC)		SIDDIQ MUMIN	\$232,710	1		Not Filed	\$46,542 (est)	\$1,470
3291	C00554253	CLAITOR FOR CONGRESS	DANIEL A. CLAITOR	CHELSEA BONNECAZE	\$120,518	6		Not Filed	\$120,518 (est)	\$15,630
3292	C00551465	COMMITTEE TO ELECT JD WINTEREGG	J.D. WINTEREGG	JOSEPH WINTEREGG	\$179,199	1		Not Filed	\$25,599 (est)	\$1,470
3293	C00614362	DAN COX FOR CONGRESS	DAN COX	DANIEL RAZVI	\$145,404	0	2/14/2017	14	\$2,091	\$117
3294	C00606970	EUGENE FOR CONGRESS	EUGENE YU	ERIC YU	\$110,841	0		Not Filed	\$36,946 (est)	\$1,176
3295	C00590943	FIORE FOR CONGRESS	MICHELE FIORE	ANDREA SCHULEIN	\$880,713	0		Not Filed	\$176,142 (est)	\$7,641
3296	C00404350	FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION		SHARLYN WOODY	\$151,145	0		Not Filed	\$21,592 (est)	\$654
3297	C00603654	FRIENDS OF MATT DETCH	MATTHEW PAUL DETCH	MICHAEL BEALE	\$110,005	0		Not Filed	\$36,668 (est)	\$1,176

3299	C00385740	FROZEN FOOD POLITICAL ACTION COMMITTEE		ALISON REICH BODOR	\$149,826	0		Not Filed	\$29,965 (est)	\$1,176
3300	C00576223	GALLAGHER FOR NEW YORK	MICHAEL GALLAGHER	MICHAEL GALLAGHER	\$182,614	0		Not Filed	\$26,087 (est)	\$1,176
3301	C00524363	GREAT LAKES SUPER POLITICAL ACTION COMMITTEE		DWIGHT WASHINGTON	\$157,500	0		Not Filed	\$31,500 (est)	\$1,176
3302	C00622555	JOHN CARROLL FOR US SENATE 2016	JOHN STANLEY CARROLL	WINONA KALAKAU-HATAYAMA	\$114,174	0		Not Filed	\$38,058 (est)	\$1,176
3303	C00607929	KHARY FOR CONGRESS	KHARY PENEBAKER	SUSAN HOTZ	\$159,865	0		Not Filed	\$31,973 (est)	\$1,176
3304	C00603563	LIBERTY ACTION GROUP		JOEY CAMMER	\$5,666,394	0	2/22/2017	22	\$218,816	\$6,735
3305	C00565598	MAXWELL FOR CONGRESS	CHIP MAXWELL	CHIP MAXWELL	\$225,686	0		Not Filed	\$32,240 (est)	\$1,176
3306	C00570564	PAMELA KEITH FOR SENATE 2016	PAMELA MICHELE KEITH	PAMELA KEITH	\$513,212	0		Not Filed	\$64,151 (est)	\$3,751
3307	C00612861	PELLERIN FOR US SENATE LLC	JOSHUA A. PELLERIN	JENNIFER MAY	\$348,588	0		Not Filed	\$69,717 (est)	\$3,751
3308	C00427203	PENINSULA DEMOCRATIC COALITION		ZACHERY ROSS	\$468,019	0	2/8/2017	8	\$5,441	\$113

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
3309	C00192849	PLUMBERS AND PIPEFITTERS LOCAL UNION 74		MICHAEL B. HACKENDORN	\$293,983	4	2/13/2017	13	\$4,387	\$222
3310	C00620427	PRIDE FUND TO END GUN VIOLENCE PAC		JORDAN CROWDER	\$121,882	0	3/4/2017	Not Filed	\$13,225 (est)	\$654
3311	C00473538	RICH ASHOOH COMMITTEE	RICHARD E. ASHOOH	RICHARD J. MALONEY	\$637,088	0		Not Filed	\$79,636 (est)	\$4,862
3312	C00607762	SOULES FOR US CONGRESS	MERRIE LEE SOULES	MARYANN HENDRICKSON	\$799,501	0		Not Filed	\$133,250 (est)	\$6,252
3313	C00591875	SUE GOOGE FOR CONGRESS	SUE GOOGE	TRACY PAINTER PERINA	\$194,648	0		Not Filed	\$27,806 (est)	\$1,176
3314	C00362632	SWING STATES FOR A CONSERVATIVE WHITE HOUSE PAC INC		OFFICE OF TREASURER	\$134,449	1		Not Filed	\$44,816 (est)	\$1,470
3315	C00445163	TADDEO FOR CONGRESS	ANNETTE TADDEO	RALPH PATINO	\$3,486,757	0	2/17/2017	17	\$346,633	\$6,793
3316	C00581314	TAYLOR GRIFFIN FOR CONGRESS	WILLIAM TAYLOR GRIFFIN	TAYLOR GRIFFIN	\$717,525	0		Not Filed	\$119,587 (est)	\$6,252
3317	C00613216	THE CANDIDATE BILLY DAVIS INC.	BILLY DAVIS	BILLY DAVIS	\$146,000	1		Not Filed	\$73,000 (est)	\$4,688
3318	C00612846	THE DEMOCRATIC COALITION		FRANCESCA N. LUCIA	\$247,741	0		Not Filed	\$82,580 (est)	\$4,862

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
)  
Reason To Believe Recommendation - 2016 )  
Year-End Report for the Administrative )  
Fine Program: )  
ADRIAN GARCIA FOR CONGRESS, and ) AF# 3286  
GARCIA, MONICA as treasurer; )  
AMERICA COMES FIRST PAC, and ) AF# 3287  
SCHAMENS, DAVID W MR. as treasurer; )  
ANGEL ROSA COMISIONADO ) AF# 3288  
RESIDENTE, and RIVERA, ELISAMUEL )  
as treasurer; )  
BRUCE DAVIS FOR US CONGRESS, and ) AF# 3289  
CLARK, GLENDA as treasurer; )  
CITIZENS SUPER PAC FOR AMERICA ) AF# 3290  
(CSPAC), and SIDDIQ MUMIN as )  
treasurer; )  
CLAITOR FOR CONGRESS, and ) AF# 3291  
CHELSEA BONNECAZE as treasurer; )  
COMMITTEE TO ELECT JD ) AF# 3292  
WINTEREGG, and WINTEREGG, )  
JOSEPH as treasurer; )  
DAN COX FOR CONGRESS, and RAZVI, ) AF# 3293  
DANIEL as treasurer; )  
EUGENE FOR CONGRESS, and YU, ) AF# 3294  
ERIC MR. as treasurer; )  
FIORE FOR CONGRESS, and ) AF# 3295  
SCHULEIN, ANDREA as treasurer; )  
FRESNO COUNTY DEMOCRATIC ) AF# 3296  
WOMEN'S CLUB/DEMOCRATS IN )  
ACTION, and WOODY, SHARLYN MS as )  
treasurer; )  
FRIENDS OF MATT DETCH, and ) AF# 3297  
BEALE, MICHAEL as treasurer; )

FROZEN FOOD POLITICAL ACTION COMMITTEE, and REICH BODOR, ALISON as treasurer; AF# 3299  
GALLAGHER FOR NEW YORK, and GALLAGHER, MICHAEL as treasurer; ) AF# 3300  
GREAT LAKES SUPER POLITICAL ACTION COMMITTEE, and DWIGHT WASHINGTON as treasurer; ) AF# 3301  
JOHN CARROLL FOR US SENATE 2016, and WINONA KALAKAU-HATAYAMA as treasurer; ) AF# 3302  
KHARY FOR CONGRESS, and HOTZ, SUSAN as treasurer; ) AF# 3303  
LIBERTY ACTION GROUP, and CAMMER, JOEY as treasurer; ) AF# 3304  
MAXWELL FOR CONGRESS, and CHIP MAXWELL as treasurer; ) AF# 3305  
PAMELA KEITH FOR SENATE 2016, and PAMELA KEITH as treasurer; ) AF# 3306  
PELLERIN FOR US SENATE LLC, and JENNIFER MAY as treasurer; ) AF# 3307  
PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS as treasurer; ) AF# 3308  
PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and HACKENDORN, MICHAEL B as treasurer; ) AF# 3309  
PRIDE FUND TO END GUN VIOLENCE PAC, and CROWDER, JORDAN as treasurer; ) AF# 3310  
RICH ASHOOH COMMITTEE, and MALONEY, RICHARD J. as treasurer; ) AF# 3311  
SOULES FOR US CONGRESS, and HENDRICKSON, MARYANN MS as treasurer; ) AF# 3312  
SUE GOOGE FOR CONGRESS, and TRACY PAINTER PERINA as treasurer; ) AF# 3313  
TADDEO FOR CONGRESS, and PATINO, RALPH as treasurer; ) AF# 3315  
TAYLOR GRIFFIN FOR CONGRESS, and GRIFFIN, TAYLOR as treasurer; ) AF# 3316  
THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY as treasurer; ) AF# 3317  
THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N as treasurer; ) AF# 3318

CERTIFICATION

I, Dayna C. Brown, Secretary and Clerk of the Federal Election Commission,  
do hereby certify that on April 03, 2017 the Commission took the following actions  
on the Reason To Believe Recommendation - 2016 Year-End Report for the  
Administrative Fine Program as recommended in the Reports Analysis Division's  
Memorandum dated March 30, 2017, on the following committees:

AF#3286 Decided by a vote of 4-0 to: (1) find reason to believe that ADRIAN GARCIA FOR CONGRESS, and GARCIA, MONICA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3287 Decided by a vote of 4-0 to: (1) find reason to believe that AMERICA COMES FIRST PAC, and SCHAMENS, DAVID W MR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3288 Decided by a vote of 4-0 to: (1) find reason to believe that ANGEL ROSA COMISIONADO RESIDENTE, and RIVERA, ELISAMUEL in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3289 Decided by a vote of 4-0 to: (1) find reason to believe that BRUCE DAVIS FOR US CONGRESS, and CLARK, GLENDA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.



AF#3290 Decided by a vote of 4-0 to: (1) find reason to believe that CITIZENS SUPER PAC FOR AMERICA (CSPAC), and SIDDIQ MUMIN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3291 Decided by a vote of 4-0 to: (1) find reason to believe that CLAITOR FOR CONGRESS, and CHELSEA BONNECAZE in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3292 Decided by a vote of 4-0 to: (1) find reason to believe that COMMITTEE TO ELECT JD WINTEREGG, and WINTEREGG, JOSEPH in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3293 Decided by a vote of 4-0 to: (1) find reason to believe that DAN COX FOR CONGRESS, and RAZVI, DANIEL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3294 Decided by a vote of 4-0 to: (1) find reason to believe that EUGENE FOR CONGRESS, and YU, ERIC MR. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3295 Decided by a vote of 4-0 to: (1) find reason to believe that FIORE FOR CONGRESS, and SCHULEIN, ANDREA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3296 Decided by a vote of 4-0 to: (1) find reason to believe that FRESNO COUNTY DEMOCRATIC WOMEN'S CLUB/DEMOCRATS IN ACTION, and WOODY, SHARLYN MS in her official capacity as treasurer violated 52 U.S.C.

30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3297 Decided by a vote of 4-0 to: (1) find reason to believe that FRIENDS OF MATT DETCH, and BEALE, MICHAEL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3299 Decided by a vote of 4-0 to: (1) find reason to believe that FROZEN FOOD POLITICAL ACTION COMMITTEE, and REICH BODOR, ALISON in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3300 Decided by a vote of 4-0 to: (1) find reason to believe that GALLAGHER FOR NEW YORK, and GALLAGHER, MICHAEL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3301 Decided by a vote of 4-0 to: (1) find reason to believe that GREAT LAKES SUPER POLITICAL ACTION COMMITTEE, and DWIGHT WASHINGTON in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3302 Decided by a vote of 4-0 to: (1) find reason to believe that JOHN CARROLL FOR US SENATE 2016, and WINONA KALAKAU-HATAYAMA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report;

(2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3303 Decided by a vote of 4-0 to: (1) find reason to believe that KHARY FOR CONGRESS, and HOTZ, SUSAN in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3304 Decided by a vote of 4-0 to: (1) find reason to believe that LIBERTY ACTION GROUP, and CAMMER, JOEY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3305 Decided by a vote of 4-0 to: (1) find reason to believe that MAXWELL FOR CONGRESS, and CHIP MAXWELL in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3306 Decided by a vote of 4-0 to: (1) find reason to believe that PAMELA KEITH FOR SENATE 2016, and PAMELA KEITH in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3307 Decided by a vote of 4-0 to: (1) find reason to believe that PELLERIN FOR US SENATE LLC, and JENNIFER MAY in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3308 Decided by a vote of 4-0 to: (1) find reason to believe that PENINSULA DEMOCRATIC COALITION, and ZACHERY ROSS in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3309 Decided by a vote of 4-0 to: (1) find reason to believe that PLUMBERS AND PIPEFITTERS LOCAL UNION 74, and HACKENDORN, MICHAEL B in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3310 Decided by a vote of 4-0 to: (1) find reason to believe that PRIDE FUND TO END GUN VIOLENCE PAC, and CROWDER, JORDAN in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3311 Decided by a vote of 4-0 to: (1) find reason to believe that RICH ASHOOH COMMITTEE, and MALONEY, RICHARD J. in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3312 Decided by a vote of 4-0 to: (1) find reason to believe that SOULES FOR US CONGRESS, and HENDRICKSON, MARYANN MS in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3313 Decided by a vote of 4-0 to: (1) find reason to believe that SUE GOOGE FOR CONGRESS, and TRACY PAINTER PERINA in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3315 Decided by a vote of 4-0 to: (1) find reason to believe that TADDEO FOR CONGRESS, and PATINO, RALPH in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3316 Decided by a vote of 4-0 to: (1) find reason to believe that TAYLOR GRIFFIN FOR CONGRESS, and GRIFFIN, TAYLOR in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil

money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3317 Decided by a vote of 4-0 to: (1) find reason to believe that THE CANDIDATE BILLY DAVIS INC., and DAVIS, BILLY in his official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

AF#3318 Decided by a vote of 4-0 to: (1) find reason to believe that THE DEMOCRATIC COALITION, and LUCIA, FRANCESCA N in her official capacity as treasurer violated 52 U.S.C. 30104(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Goodman, Hunter, Walther, and Weintraub voted affirmatively for the decision. Commissioner Petersen did not vote.

Attest:

April 3, 2017  
Date

Dayna C. Brown  
Dayna C. Brown  
Secretary and Clerk of the Commission



**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

April 5, 2017

Joey Cammer, in official capacity as Treasurer  
Liberty Action Group  
600 Congress Avenue  
Austin, TX 78701

C00603563  
AF#: 3304

Dear Mr. Cammer:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a Year-End Report of Receipts and Disbursements every calendar year. This report, covering the period November 29, 2016 through December 31, 2016, shall be filed no later than January 31, 2017. 52 U.S.C. § 30104(a). Records at the Federal Election Commission ("FEC") indicate that this report was filed on February 22, 2017, 22 days late.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 52 U.S.C. § 30104(a). 52 U.S.C. § 30109g(a)(4). On April 3, 2017, the FEC found that there is reason to believe ("RTB") that Liberty Action Group and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) by failing to file timely this report on or before January 31, 2017. Based on the FEC's schedules of civil money penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$6,735. Please see the attached copy of the Commission's administrative fine regulations at 11 CFR §§ 111.30-111.55. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 CFR § 111.34. Your payment of \$6,735 is due within forty (40) days of the finding, or by May 13, 2017, and is based on these factors:

Election Sensitivity of Report: Not Election Sensitive  
Level of Activity: \$218,816  
Number of Days Late: 22  
Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

**1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty**

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must include the AF# (found at the top of page 1 under your committee's identification number) and be received within forty (40) days of the

Commission's RTB finding, or May 13, 2017. 11 CFR § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 CFR § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 CFR § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 CFR § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to: (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 CFR § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. District Court under 52 U.S.C. § 30109. 11 CFR § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

## **2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge**

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Liberty Action Group and you, in your official capacity as treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 CFR § 111.51(a)(2).

## **3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the calculated civil money penalty, follow the payment instructions on page 4 of this letter. Upon receipt of your payment, the FEC will send you a final determination letter.

**NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS**

**4. Partial Payments**

If you make a payment in an amount less than the calculated civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assesses upon making a final determination.

**5. Settlement Offers**

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the calculated civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assesses upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 52 U.S.C. § 30109(a)(2). Unless you notify the FEC in writing that you wish the matter to be made public, it will remain confidential in accordance with 52 U.S.C. § 30109(a)(4)(B) and 30109(a)(12)(A) until it is placed on the public record at the conclusion of this matter in accordance with 11 CFR § 111.42.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Aimee Wechsler in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Steven T. Walther  
Chair



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**ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS**

In accordance with the schedule of penalties at 11 CFR § 111.43, the amount of your civil money penalty calculated at RTB is \$6,735 for the 2016 Year-End Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit [www.fec.gov/af/pay.shtml](http://www.fec.gov/af/pay.shtml) to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order, made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
P.O. Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

**PAYMENTS BY PERSONAL CHECK**

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

**PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT**

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FOR: Liberty Action Group

FEC ID#: C00603563

AF#: 3304

PAYMENT DUE DATE: May 13, 2017

PAYMENT AMOUNT DUE: \$6,735

FEC Office of Administrative Review  
999 E Street, NW  
Washington, DC 20463

The reason as to why we are challenging the decision:

- **AF# 3304**
- **Committee ID # C00603563**
- **Reason for why we are challenging the decision:** The reason is technical issues, identical to AF #3269. Reason for why we are challenging the decision: We are late to file the report is because we were having issues with the report on what dates need to be included for a post-election report. And we have contacted several times our agent Don Michael to guide us on selecting the correct dates to complete the post-elections reports. It took two and a half weeks to return the voicemail. Our Accountant made several phone calls and left a voicemail for Don Michael and finally we received a call back at the last week of December and we filled the report the same day. Our Accountant informed us that the dates for the reports were not clearly defined and it came up with an error message after submitting the file.

Can you somehow track these error and attempts to track our attempts? We can assure you that multiple efforts were made for the filing and are asking for some flexibility based on these parameters.

Regards,



Josiah Cammer



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

June 9, 2017

**REVIEWING OFFICER RECOMMENDATION  
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 3269 and AF# 3304 – Liberty Action Group and Joey Cammer, in his official capacity as Treasurer (C00603563)

**Summary of Recommendation**

Make a final determination in AF# 3269 and AF# 3304 that the respondents violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290 in AF# 3269 and \$6,735 in AF# 3304.

**Reason-to-Believe Background**

The 2016 Post-General was due on December 8, 2016. The Committee filed the report on December 29, 2016, 21 days late. The 2016 Year-End Report was due on January 31, 2017. The Committee filed the report on February 22, 2017, 22 days late. Both reports are not election sensitive and were filed within 30 days of their due dates; therefore, the reports are considered late. 11 C.F.R. §§ 111.43(d)(1) and (e)(1).

On March 29 and April 3, 2017, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2016 Post-General Report and 2016 Year-End Report, respectively. The Commission also made a preliminary determination that the civil money penalties were \$9,290 in AF# 3269 and \$6,735 in AF# 3304 based on the schedule of penalties at 11 C.F.R. § 111.43. Letters dated March 31 and April 5, 2017, respectively, were mailed to the respondents' address of record by the Reports Analysis Division ("RAD") to notify them of the Commission's RTB findings and civil money penalties.

**Legal Requirements**

The Federal Election Campaign Act ("Act") states that the treasurer of a political committee not authorized by a candidate shall file a post-general election report no later than 30 days after any general election. 52 U.S.C. § 30104(a)(4)(A)(iii) and 11 C.F.R. § 104.5(c)(1)(iii). In addition, the treasurer of a political committee not authorized by a candidate shall file, in an election year, a report for the period ending December 31 no later than January 31 of the following calendar year. 52 U.S.C. § 30104(a)(4)(A)(i) and 11 C.F.R. § 104.5(c)(1)(i). Reports electronically filed must be received and validated at or before 11:59 pm Eastern Standard/Daylight Time on the filing deadline to be timely filed. 11 C.F.R. §§ 100.19(c) and 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

## **Respondents' Challenges**

On April 12 and May 1, 2017, the Commission received the written responses ("challenges") for AF# 3269 and AF# 3304, respectively. The Treasurer states that the Committee was unclear on the coverage dates of the post-election reports and received error messages when attempting to upload the reports. They contacted a RAD Analyst for assistance several times but did not receive a call back for two and a half weeks. The RAD Analyst returned the call in the last week of December, and the Committee filed the reports the same day. The Treasurer requests if the Commission can track their attempts to file the reports.

## **Analysis**

The Committee contends it was unclear on the reporting requirements for the "post-election reports" and received error messages for incorrect coverage dates when attempting to electronically file the reports.<sup>1</sup> They further contend that they did not receive assistance from Commission staff until the last week of December, despite requesting assistance two and a half weeks prior. However, Commission records indicate staff did provide timely and adequate assistance in mid-December, which would have enabled the Committee to file the 2016 Post-General Report only 5 days late. Further, the Commission provided the necessary guidance well before the 2016 Year-End Report filing deadline.

### **2016 Post-General Report (AF# 3269)**

On November 14, 2016, the Commission's Information Division sent an email regarding the 2016 Post-General Report filing requirement to "jcammer41@yahoo.com," the email address listed on the Committee's Statement of Organization. On December 5, 2016, EFO sent another reminder email to "henok@access-cpa.com," the email address provided by the Committee at the time of the previous filing. On December 9, 2016, the day after the report was due, EFO sent another email to "henok@access-cpa.com" notifying the Committee that it had failed to electronically file the report.

According to the Assistant Staff Director of RAD, the Committee contacted RAD on December 13, 2016 and asked for assistance with the remaining reporting requirements for 2016. After determining the Committee was not required to file a Pre-General Report, the Analyst advised them to file the 2016 Post-General Report covering the period of October 1 through November 28, 2016. At the time of this call, the 2016 Post-General Report was 5 days late.

On December 28, 2016, RAD sent a non-filer notification via email to "jcammer41@yahoo.com" because the 2016 Post-General Report had not yet been filed. On December 29, 2016, the Committee contacted the RAD Analyst again for assistance with the coverage dates of the report. The RAD Analyst again advised that the coverage period of the

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<sup>1</sup> Coverage date errors prevent the user from uploading a report. EFO is only able to track filing attempts which reach the Commission's servers, after the filer uploads the report.

2016 Post-General Report should be October 1 through November 28, 2016. The Committee filed the report that same day, 21 days late.

#### 2016 Year-End Report (AF# 3304)

On December 16, 2016, the Commission's Information Division sent an email regarding the 2016 Year-End Report filing requirement to "jcammer41@yahoo.com," the email address listed on the Committee's Statement of Organization. On January 25, 2017, EFO sent another reminder email to "henok@access-cpa.com," "rob@modernmediagrouppllc.com," and "jcammer41@yahoo.com," the email addresses provided by the Committee at the time of the previous filing and listed on the Committee's Statement of Organization. On February 1, 2017, the day after the report was due, EFO sent another email to those same email addresses notifying the Committee that it had failed to electronically file the report. On February 16, 2017, RAD sent a non-filer notification via email to "jcammer41@yahoo.com" because the 2016 Year-End Report had not yet been filed.

The Committee did not file the report until February 22, 2017, 22 days late. After receiving coverage date guidance from RAD on December 13 and 29, 2016, the Committee should have been able to file the 2016 Year-End Report by the January 31, 2017 filing deadline. There are no records to indicate the Committee requested any additional assistance for the 2016 Year-End Report.

#### Conclusion

Failure to know reporting dates and failure to use reporting software properly are included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents' control. Their challenge fails to meet any of the three valid grounds for challenging the RTB finding or proposed penalty at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Therefore, the Reviewing Officer recommends that the Commission make a final determination in AF# 3269 and AF# 3304 that the respondents violated 52 U.S.C. § 30104(a) and assess civil money penalties of \$9,290 in AF# 3269 and \$6,735 in AF# 3304.

### **OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 3269 involving Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 3269 that Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290;
- (3) Adopt the Reviewing Officer recommendation for AF# 3304 involving Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, in making the final determination;
- (4) Make a final determination in AF# 3304 that Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$6,735; and
- (5) Send the appropriate letters.

### **Attachments**

- Attachment 1 –
- Attachment 2 –
- Attachment 3 –
- Attachment 4 –
- Attachment 5 –
- Attachment 6 – Declaration from RAD
- Attachment 7 – Declaration from OAR

**DECLARATION OF KRISTIN D. ROSER**

1. I am the Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to the FECFile software or administrative fine regulations, including due dates of reports and filing requirements.
3. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Liberty Action Group:
  - A) Termination Denial Letter, dated May 9, 2017, referencing the Termination Report covering January 1, 2017 through March 31, 2017 (sent via electronic mail to: jcammer41@yahoo.com);
  - B) Non-Filer Letter, dated December 28, 2016, referencing the 2016 30 Day Post-General Report (sent via electronic mail to: jcammer41@yahoo.com);
  - C) Non-Filer Letter, dated February 16, 2017, referencing the 2016 Year-End Report (sent via electronic mail to: jcammer41@yahoo.com);
  - D) Reason-to-Believe Letter, dated March 31, 2017, referencing the 2016 30 Day Post-General Report (sent via overnight mail to the address of record).
  - E) Reason-to-Believe Letter, dated April 5, 2017, referencing the 2016 Year-End Report (sent via overnight mail to the address of record).
4. I hereby certify that I have searched the Commission's public records and find that Liberty Action Group filed the 2016 30 Day Post-General Report, covering October 1, 2016 through November 28, 2016 with the Commission on December 29, 2016. In addition, Liberty Action

Group filed the 2016 Year-End Report, covering November 29, 2016 through December 31, 2016 with the Commission on February 22, 2017.

5. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 23<sup>rd</sup> day of May, 2017.

*Kristin D. Roser for KDR*

Kristin D. Roser  
Chief, Compliance Branch  
Reports Analysis Division  
Federal Election Commission

NO FORN DISSEM





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

May 9, 2017

JOEY CAMMER, TREASURER  
LIBERTY ACTION GROUP  
600 CONGRESS AVENUE  
AUSTIN, TX 78701

Response Due Date  
06/13/2017

IDENTIFICATION NUMBER: C00603563

REFERENCE: TERMINATION REPORT (01/01/2017 - 03/31/2017)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. Failure to adequately respond by the response date noted above could result in an audit or enforcement action. Additional information is needed for the following 3 item(s):

1. Your committee has requested that the Commission permit your committee to terminate pursuant to 52 U.S.C. §30103(d) (formerly 2 U.S.C. §433(d)) and 11 CFR §102.3. In order to terminate your committee, you must file amendments to correct any problems on your Amended July Quarterly (4/1/16-6/30/16), received 12/29/16, October Quarterly (7/1/16-9/30/16), 30 Day Post-General (10/1/16-11/28/16), and Year-End (11/29/16-12/31/16) Reports and/or on any previous reports that still contain uncorrected errors or omissions. If you are not certain about what corrections need to be made, please contact the undersigned analyst. Once the FEC receives and approves the corrections to your report(s), it will notify you. Until that time, you must continue to file all required reports.

2. Itemized disbursements must include a brief statement or description of why each disbursement was made. Please amend Schedule B supporting Line 29 of your report to clarify the following description(s): "Consulting", and "General Payment". For further guidance regarding acceptable purposes of disbursement, please refer to 11 CFR 104.3(b)(3)(i).

Additional clarification regarding inadequate purposes of disbursement published in the Federal Register can be found at

[http://www.fec.gov/law/policy/purposesofdisbursement/inadequate\\_purpose\\_list\\_3507.pdf](http://www.fec.gov/law/policy/purposesofdisbursement/inadequate_purpose_list_3507.pdf)

3. On Schedule B supporting Line 29, you have itemized disbursements for which

**LIBERTY ACTION GROUP**

**Page 2 of 2**

you have failed to include the address. Please amend your report to include the missing information. (11 CFR § 104.3(b)(3))

**Please note, you will not receive an additional notice from the Commission on this matter. Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. Requests for extensions of time in which to respond will not be considered.**

**Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended.** For additional information about the report review process or specific filing information for your committee type, please visit the Reports Analysis Division's Frequently Asked Questions on the FEC website. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1140.

Sincerely,



**Don Michael  
Senior Campaign Finance Analyst  
Reports Analysis Division**



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

December 28, 2016

CAMMER, JOEY, TREASURER  
LIBERTY ACTION GROUP  
600 CONGRESS AVENUE  
AUSTIN, TX 78701

IDENTIFICATION NUMBER: C00603563

REFERENCE: POST-GENERAL REPORT (10/01/2016 - 11/28/2016)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report or relevant portions must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Christopher Ritchie in the Reports Analysis Division on our toll free number (800)424-9530. The analyst's direct number is (202)694-1146.





FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-7

February 16, 2017

CAMMER, JOEY, TREASURER  
LIBERTY ACTION GROUP  
600 CONGRESS AVENUE  
AUSTIN, TX 78701

IDENTIFICATION NUMBER: C00603563

REFERENCE: YEAR-END REPORT (11/29/2016 - 12/31/2016)

Dear Treasurer:

It has come to the attention of the Federal Election Commission that you may have failed to file the above referenced report of receipts and disbursements or failed to file a report covering the entire reporting period as required by the Federal Election Campaign Act, as amended. 52 U.S.C. §30104(a)

It is important that you file this report immediately with the Federal Election Commission, 999 E Street, N.W., Washington, DC 20463. Please note that electronic filers must submit their reports electronically, as per 11 CFR §104.18. A copy of the report or relevant portions must also be filed with the Secretary of State or equivalent State officer unless the State is exempt from the federal requirement to receive and maintain paper copies. You can verify the Commission's receipt of any documents submitted by your committee on the FEC website at [www.fec.gov](http://www.fec.gov).

The failure to timely file a complete report may result in civil money penalties, an audit or legal enforcement action. The civil money penalty calculation for late reports does not include a grace period and begins on the day following the due date for the report. Due to heightened security screening measures, delivery of mail by the US Postal Service may be delayed. The Commission recommends that you submit your report via overnight delivery or courier service.

If you have any questions regarding this matter, please contact Aimee Wechsler in the Reports Analysis Division on our toll free number (800)424-9530. The analyst's direct number is (202)694-1194.

LIBERTY ACTION GROUP

Page 2 of 2

Sincerely,

*Debbie Chacona*

Deborah Chacona  
Assistant Staff Director  
Reports Analysis Division

250

17002720108

**DECLARATION OF RHIANNON MAGRUDER**

- 1) I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
- 2) A political committee not authorized by a candidate which is filing on a quarterly basis shall file a post-general election report no later than 30 days after the general election. A political committee not authorized by a candidate which is filing on a quarterly basis shall file a report for the period ending December 31 no later than January 31 of the following calendar year. Reports filed electronically must be received and validated at or before 11:59 pm, Eastern Standard/Daylight Time on December 8, 2016 for the 2016 Post-General Report to be timely filed and by January 31, 2017 for the 2016 Year-End Report to be timely filed.
- 3) I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
  - a) Report Cover Page for the 2016 Post-General Report electronically filed by Liberty Action Group and Joey Cammer, in his official capacity as Treasurer. According to the Commission's records, the report covers the period from October 1 through November 28, 2016 and was received on December 29, 2016.
  - b) Report Cover Page for the 2016 Year-End Report electronically filed by Liberty Action Group and Joey Cammer, in his official capacity as Treasurer. According to the Commission's records, the report covers the period from November 29 through December 31, 2016 and was received on February 22, 2017.
- 4) Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington, D.C. on the 9th day of June, 2017.

Rhiannon Magruder

Rhiannon Magruder  
Reviewing Officer  
Office of Administrative Review  
Federal Election Commission

Image# 201612299040905688

**FEC  
FORM 3X****REPORT OF RECEIPTS  
AND DISBURSEMENTS**  
For Other Than An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines. 12FE4M5

LIBERTY ACTION GROUP

ADDRESS (number and street)

600 CONGRESS AVENUE

Check if different  
than previously  
reported. (ACC)

AUSTIN

TX

78701

2. FEC IDENTIFICATION NUMBER ▼ CITY ▲ STATE ▲ ZIP CODE ▲

C C00603563

3. IS THIS REPORT x NEW (N) OR AMENDED (A)

4. TYPE OF REPORT  
(Choose One)

(a) Quarterly Reports:

April 15  
Quarterly Report (Q1)July 15  
Quarterly Report (Q2)October 15  
Quarterly Report (Q3)January 31  
Year-End Report (YE)July 31 Mid-Year  
Report (Non-election  
Year Only) (MY)Termination Report  
(TER)(b) Monthly  
Report  
Due On:

Feb 20 (M2)

May 20 (M5)

Aug 20 (M8)

Nov 20 (M11)  
(Non-Election  
Year Only)

Mar 20 (M3)

Jun 20 (M6)

Sep 20 (M9)

Dec 20 (M12)  
(Non-Election  
Year Only)

Apr 20 (M4)

Jul 20 (M7)

Oct 20 (M10)

Jan 31 (YE)

(c) 12-Day  
PRE-Election  
Report for the:

Primary (12P)

General (12G)

Runoff (12R)

Convention (12C)

Special (12S)

Election on

in the  
State of(d) 30-Day  
POST-Election  
Report for the:

x General (30G)

Runoff (30R)

Special (30S)

Election on

11 08 2016

in the  
State of CA

5. Covering Period 10 01 2016 through 11 28 2016

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.  
Henok, Tedla, ..

Type or Print Name of Treasurer

Signature of Treasurer

Henok, Tedla, ..

[Electronically Filed]

Date

12 29 2016

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. § 30109.

Office  
Use  
Only**FEC FORM 3X**  
Rev. 05/2016



Image# 201702229050498313

**FEC  
FORM 3X****REPORT OF RECEIPTS  
AND DISBURSEMENTS**  
For Other Than An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼

Example: If typing, type over the lines.

12FE4M5

LIBERTY ACTION GROUP

ADDRESS (number and street)

600 CONGRESS AVENUE

Check if different than previously reported. (ACC)

AUSTIN

TX

78701

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C C00603563

3. IS THIS REPORT

x

NEW (N)

OR

AMENDED (A)

4. TYPE OF REPORT  
(Choose One)

(a) Quarterly Reports:

April 15  
Quarterly Report (Q1)July 15  
Quarterly Report (Q2)October 15  
Quarterly Report (Q3)January 31  
Year-End Report (YE)July 31 Mid-Year  
Report (Non-election  
Year Only) (MY)Termination Report  
(TER)(b) Monthly  
Report  
Due On:

Feb 20 (M2)

May 20 (M5)

Aug 20 (M8)

Nov 20 (M11)  
(Non-Election  
Year Only)

Mar 20 (M3)

Jun 20 (M6)

Sep 20 (M9)

Dec 20 (M12)  
(Non-Election  
Year Only)

Apr 20 (M4)

Jul 20 (M7)

Oct 20 (M10)

Jan 31 (YE)

(c) 12-Day

PRE-Election

Report for the:

Primary (12P)

Convention (12C)

General (12G)

Special (12S)

Runoff (12R)

Election on

in the  
State of

(d) 30-Day

POST-Election

Report for the:

General (30G)

Runoff (30R)

Special (30S)

Election on

in the  
State of

5. Covering Period

11 29 2016

through

12 31 2016

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Henok, Tedla, , ,

Type or Print Name of Treasurer

Signature of Treasurer

Henok, Tedla, , ,

[Electronically Filed]

Date

02 22 2017

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 52 U.S.C. § 30109.

Office  
Use  
Only**FEC FORM 3X**  
Rev. 05/2016

**From:** Robert Reyes  
**To:** Rhiannon Macruder  
**Subject:** Liberty Action Group Contest  
**Date:** Monday, August 07, 2017 4:19:24 AM  
**Attachments:** FECContest.docx  
AF 3269 and 3304 ROR to Cmte.pdf

---

Hi Rhiannon,

Please see attached.

Thanks!

Rob

1-800-NOT-HA

To FEC Review:

The following is contesting the administrative fees that were imposed due to late filing. The accountant encountered many issues which we've outlined below directly from the accountant:

Hi Robert,

I have reviewed the reply.

Two things I see on this:

1. The calls I was making to reach out to the Analyst to resolve the situation and submit the files are more than what is listed here. And the timing I received the call back is not right. The one thing I remember is as soon as I received the call and they helped me on the file I submitted the report the same day.
2. This is the first time we have done these FEC reporting files and FEC needs to understand that we have not received any kind of training on what is required to report and when and the FEC online reporting file.

Joey Cammer  
Liberty Action Group

1700N001-14



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RECEIVED  
FEDERAL ELECTION COMMISSION

2017 AUG 18 PM 2:39

**SENSITIVE**

August 18, 2017

**MEMORANDUM**

**To:** The Commission

**Through:** Alec Palmer *WPA for*  
Staff Director

**From:** Patricia C. Orrock *PCO*  
Chief Compliance Officer

Rhiannon Magruder *RM*  
Reviewing Officer  
Office of Administrative Review

**Subject:** Final Determination Recommendation in AF# 3269 and AF# 3304 – Liberty Action Group and Joey Cammer, in his official capacity as Treasurer (C00603563)

On March 29 and April 3, 2017, the Commission found reason to believe ("RTB") that the respondents violated 52 U.S.C. § 30104(a) for failing to file the 2016 Post-General Report and 2016 Year-End Report, respectively. The Commission also made a preliminary determination that the civil money penalties were \$9,290 in AF# 3269 and \$6,735 in AF# 3304 based on the schedule of penalties at 11 C.F.R. § 111.43.

On April 12 and May 1, 2017, the Commission received the written responses ("challenges") for AF# 3269 and AF# 3304, respectively. After reviewing the challenges, the Reviewing Officer Recommendation ("ROR") dated June 9, 2017 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination in AF# 3269 and AF# 3304 that the respondents violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290 in AF# 3269 and \$6,735 in AF# 3304.

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the ROR. 11 C.F.R. § 111.36(f). On August 7, 2017, the respondents submitted a response to the ROR.

The Treasurer indicates there were more telephone conversations than those referenced in the ROR. RAD acknowledges that it has provided advice to the Committee on numerous occasions since its inception. RAD explains that the ROR referenced only those communications relating to the Committee's filing requirements and the filing of its original 2016 Post-General and Year-End Reports. The response to the ROR also mentions a conversation held the same day it filed a report. The ROR specifically addresses this conversation, which was held on December 29, 2016.

The Treasurer also states that the Committee is inexperienced with reporting requirements and electronic filing. As mentioned in the ROR, the Commission sent multiple email notifications to the Committee regarding its filing requirements, and RAD has provided support on numerous occasions. The Committee also successfully electronically filed the 2016 April, July, and October Quarterly Reports prior to the reports in question.

Inexperience, failure to know reporting dates, and failure to use reporting software properly are included at 11 C.F.R. § 111.35(d) as examples of circumstances that will not be considered reasonably unforeseen and beyond the respondents' control. Their original challenge and response to the ROR fail to meet any of the three valid grounds for challenging the RTB finding or proposed penalty at 11 C.F.R § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil money penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. Therefore, the Reviewing Officer recommends that the Commission make a final determination in AF# 3269 and AF# 3304 that the respondents violated 52 U.S.C. § 30104(a) and assess civil money penalties of \$9,290 in AF# 3269 and \$6,735 in AF# 3304.

Please note, the Committee is eligible to terminate once these matters are closed.

#### **OAR Recommendations**

- (1) Adopt the Reviewing Officer recommendation for AF# 3269 involving Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 3269 that Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290;
- (3) Adopt the Reviewing Officer recommendation for AF# 3304 involving Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, in making the final determination;
- (4) Make a final determination in AF# 3304 that Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$6,735; and
- (5) Send the appropriate letters.

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) AFs 3269 and 3304  
Final Determination Recommendation: )  
Liberty Action Group and Joey Cammer, )  
in his official capacity as Treasurer )  
(C00603563) )

CERTIFICATION

I, Laura E. Sinram, Acting Deputy Secretary of the Federal Election Commission, do hereby certify that on August 31, 2017, the Commission decided by a vote of 5-0 to take the following actions in AFs 3269 and 3304:

1. Adopt the Reviewing Officer recommendation for AF# 3269 involving Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 3269 that Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290.
3. Adopt the Reviewing Officer recommendation for AF# 3304 involving Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, in making the final determination.
4. Make a final determination in AF# 3304 that Liberty Action Group and Joey Cammer, in his official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$6,735.
5. Send the appropriate letters.

Federal Election Commission  
AFs 3269 and 3304  
August 31, 2017

Commissioners Goodman, Hunter, Petersen, Walther, and Weintraub voted  
affirmatively for the decision.

Attest:

8/31/17

Date

Laura E. Sinram

Laura E. Sinram  
Acting Deputy Secretary of the  
Commission



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

September 8, 2017

Joey Cammer, in official capacity as Treasurer  
Liberty Action Group  
600 Congress Ave., Suite 1400  
Austin, TX 78701

C00603563  
AF#: 3269 and 3304

Dear Mr. Cammer:

On March 29 and April 3, 2017, the Commission found reason to believe ("RTB") that Liberty Action Group and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) for failing to file the 2016 Post-General Report and 2016 Year-End Report, respectively. The Commission also made a preliminary determination that the civil money penalties were \$9,290 in AF# 3269 and \$6,735 in AF# 3304 based on the schedule of penalties at 11 C.F.R. § 111.43. By letters dated March 31 and April 5, 2017, respectively, the Commission sent notification of the RTB findings and civil money penalties. On April 12 and May 1, 2017, the Office of Administrative Review received your written responses challenging the RTB findings.

The Reviewing Officer reviewed the Commission's RTB findings with its supporting documentation and your written responses. Based on this review, the Reviewing Officer recommended that the Commission make a final determination in AF# 3269 and AF# 3304 that Liberty Action Group and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290 in AF# 3269 and \$6,735 in AF# 3304. The Reviewing Officer Recommendation was sent to you on June 9, 2017.

On August 31, 2017, the Commission April 19, 2017, the Commission adopted the Reviewing Officer's recommendation and made a final determination that Liberty Action Group and you, in your official capacity as Treasurer, violated 52 U.S.C. § 30104(a) and assess a civil money penalty of \$9,290 in AF# 3269 and \$6,735 in AF# 3304. A copy of the Final Determination Recommendation is attached.

At this juncture, the following courses of action are available to you:

- 1. If You Choose to Appeal the Final Determination and/or Civil Money Penalty**



If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the U.S. District Court for the district in which the committee or you reside, or transact business, requesting that the final determination be modified or set aside. See 52 U.S.C. § 30109(a)(4)(C)(iii). Your failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 52 U.S.C. § 30109. 11 CFR § 111.38.

## 2. If You Choose Not to Pay the Civil Money Penalty and Not to Appeal

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA") as amended by the Debt Collection Improvement Act of 1996 ("DCIA"), 31 U.S.C. § 3701 *et seq.* If you do not pay this debt within 30 days (or file a written petition to a federal district court - see below), the Commission will transfer the debt to the U.S. Department of the Treasury ("Treasury") for collection. Within 5 days of the transfer to Treasury, Treasury will contact you to request payment. Treasury currently charges a fee of 28% of the civil money penalty amount for its collection services. The fee will be added to the amount of the civil money penalty that you owe. Should Treasury's attempts fail, Treasury will refer the debt to a private collection agency ("PCA"). If the debt remains unpaid, Treasury may recommend that the Commission refer the matter to the Department of Justice for litigation.

Actions which may be taken to enforce recovery of a delinquent debt by Treasury may also include: (1) offset of any payments, which the debtor is due, including tax refunds and salary; (2) referral of the debt to agency counsel for litigation; (3) reporting of the debt to a credit bureau; (4) administrative wage garnishment; and (5) reporting of the debt, if discharged, to the IRS as potential taxable income. In addition, under the provisions of DCIA and other statutes applicable to the FEC, the debtor may be subject to the assessment of other statutory interest, penalties, and administrative costs.

In accordance with the DCIA, at your request, the agency will offer you the opportunity to inspect and copy records relating to the debt, the opportunity for a review of the debt, and the opportunity to enter into a written repayment agreement.

### **3. If You Choose to Pay the Civil Money Penalty**

If you should decide to pay the civil money penalty, follow the payment instructions on page 4 of this letter. You should make payment within thirty (30) days of receipt of this letter.

## NOTICE REGARDING PARTIAL PAYMENTS AND SETTLEMENT OFFERS

#### 4. Partial Payments

If you make a payment in an amount less than the civil money penalty, the amount of your partial payment will be credited towards the full civil money penalty that the Commission assessed upon making a final determination.

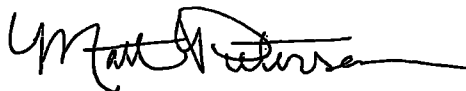
**5. Settlement Offers**

Any offer to settle or compromise a debt owed to the Commission, including a payment in an amount less than the civil money penalty assessed or any restrictive endorsements contained on your check or money order or proposed in correspondence transmitted with your check or money order, will be rejected. Acceptance and deposit or cashing of such a restricted payment does not constitute acceptance of the settlement offer. Payments containing restrictive endorsements will be deposited and treated as a partial payment towards the civil money penalty that the Commission assessed upon making a final determination. All unpaid civil money penalty amounts remaining will be subject to the debt collection procedures set forth in Section 2, above.

The confidentiality provisions at 52 U.S.C. § 30109(a)(12) no longer apply and this matter is now public. Pursuant to 11 C.F.R. §§ 111.42(b) and 111.20(c), the file will be placed on the public record within 30 days from the date of this notification.

If you have any questions regarding the payment of the civil money penalty, please contact Rhiannon Magruder on our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Matthew S. Petersen  
Chair

-----

## ADMINISTRATIVE FINE PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the civil money penalty is \$9,290 for the 2016 Post-General Report and \$6,735 for the 2016 Year-End Report.

You may remit payment by ACH withdrawal from your bank account, or by debit or credit card through Pay.gov, the federal government's secure portal for online collections. Visit [www.fec.gov/af/pay.shtml](http://www.fec.gov/af/pay.shtml) to be directed to Pay.gov's Administrative Fine Program Payment form.

This penalty may also be paid by check or money order made payable to the Federal Election Commission. It should be sent by mail to:

Federal Election Commission  
PO Box 979058  
St. Louis, MO 63197-9000

If you choose to send your payment by courier or overnight delivery, please send to:

U.S. Bank - Government Lockbox  
FEC #979058  
1005 Convention Plaza  
Attn: Government Lockbox, SL-MO-C2GL  
St. Louis, MO 63101

### PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTs). Your account will be electronically debited for the amount on the check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

### PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

-----

FOR: Liberty Action Group

FEC ID#: C00613232

AF#: 3269 and 3304

PAYMENT AMOUNT DUE: \$9,290 and \$6,735

